

**Village of Hamilton
Zoning Board of Appeals
September 20, 2012
7:30pm, Village Courthouse**

APPROVED MINUTES

Present: Chairman Michael Clough; CEO Paul McGinnis; Members: Marilyn Upton, Morgan Davies, Tim Trueworthy and Kristian Newman; Attorney Jim Stokes.

Public Present: Amy and Gary Hurta, 20 W Pleasant

Call to Order: Chairman Clough called the meeting to order at 7:40pm

Approval of Agenda: Approved as written.

Approval of Minutes: Previously approved via email

New Business

20 W. Pleasant St., Code 174-70B, Alterations or reconstruction, nonconforming use

Mr. and Mrs. Hurta explained the work they would like to do to their garage. It is need of foundation work, a new roof, they will be replacing the existing rotten wooden floor with a concrete one, new siding, new windows, new door, and replacing the interior stairs leading to the second floor storage area. The plans do not change the existing footprint or exterior dimensions. They cannot tear down the structure and rebuild in same location due to setback requirements. The assessor does not have an assessed value for the garage.

Chairman Clough read the criteria for granting a variance determined by the State of New York

A **motion** was made by Member Trueworthy to approve the variance request by Amy and Gary Hurta for their property at 20 W. Pleasant St, Hamilton. The **motion** was seconded by Member Davies and unanimously carried.

Reasons given for granting the variance:

1. No undesirable change to the neighborhood,
2. No complaints from the surrounding neighbors,
3. The repairs are keeping with the character of the neighborhood
4. There is no other feasible way to accommodate the applicant
5. It is an improvement to the property

There being no further business to come before the Board, Member Upton made a **motion** to adjourn. The **motion** was seconded by Member Davies and carried. The meeting adjourned at 7:55pm.

A meeting was set for October 4, 2012, to hear a request from Dian Zheng, 39 Eaton Street, Hamilton.

Respectfully submitted,
Kim Taranto